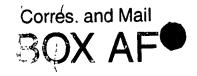
Practitioner's Docket No. ARC 2914R1



AF \$1/615

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re application of: Berry, Stephen A.; Fereira, Pamela J.; Dehnad, Houdin; and Muchnik, Anna

Application No.: 09/497,422

Group No.: 1615

Filed: 02/03/2000

Examiner: B. Fubara

For: Stable Non-Aqueous Single Phase Viscous Vehicles and Formulations Utilizing Such Vehicles

RESPONSE UNDER
37 C.F.R. section 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP

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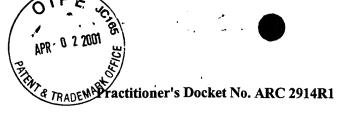
## AMENDMENT OR RESPONSE AFTER FINAL REJECTION-FIRST PAGE

	CERTIFICATION UNDE. (When using Express Mail, the Express Mail		el number is mandatory;		
I hereb	by certify that, on the date shown below, this correspond	ondence is being:			
	, 1	MAILING			
	deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.				
	37 C.F.R. section 1.8(a)		37 C.F.R. section 1.10*		
Ø	with sufficient postage as first class mail.		as "Express Mail Post Office to Address"  Mailing Label No (mandatory)		
	TRA	ANSMISSION			
	transmitted by facsimile to the Patent and Tradem	nark Office.			
Date:	_3/28/2001	Signat	Katrina M. Ghafghaich Signature		
		•	rina M. Ghafghaichi r print name of person certifying)		

\*WARNING:

Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. section 1.10(b).

"Since the filing of correspondence under [section] 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Berry, Stephen A.; Fereira, Pamela J.; Dehnad, Houdin; and Muchnik, Anna

Application No.: 09/497,422

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For: Stable Non-Aqueous Single Phase Viscous Vehicles and Formulations Utilizing Such Vehicles

**Assistant Commissioner for Patents** Washington, D.C. 20231

## AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

## **STATUS**

2. Applicant is other than a small entity.

## **EXTENSION OF TERM**

- 3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.
- 4. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

#### FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

## CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

## **MAILING**

 $\Box$ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

transmitted by facsimile to the Patent and Trademark Office.

**FACSIMILE** 

Katrina M. Ghafghaichi

(type or print name of person certifying)

(Amendment Transmittal--page 1 of 5)

Date: 3/28/2001



	(Col.1) Claims		(Col. 2)	(Col. 3)	OTHER TI SMALL E	
	Remainin After Amendme		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total	41	Minus	20	= 21	x \$18 =	\$378
Indep.	9	Minus	3	= 6	x \$80 =	\$480
First Presentation of Multiple Dependent Claim					+ \$270 =	\$270
					Total Addit. Fee	\$ <u>1,128</u>

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "O" in Col. 3,
- \*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
- \*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".

  The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

Total additional fee for claims required \$1,128.00

## **FEE PAYMENT**

5. Charge Account No. 01-1173 the sum of \$1,128.00. A duplicate of this transmittal is attached.

## FEE DEFICIENCY

6. If any additional extension and/or fee is required, charge Account No. 01-1173. If any additional fee for claims is required, charge Account No. 01-1173.

Date: March 78, 2001

Pauline Ann Clarke

Registration No. 29,783
ALZA Corporation
1900 Charleston Road, P.O. Box 7210
M10-3
Mountain View, CA 94039-7210
United States of America
-(650)-564-5560

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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	Application Number	09/497,422	
TRANSMITTAL	Filing Date	February 3, 2000	
FORM	First Named Inventor	Stephen A. Berry	
(to be used for all correspondence after initial filing)	Group Art Unit	1615	
	Examiner Name	B. Fubara	
Total Number of Pages in This Submission	Attorney Docket Number	ARC 2914R1	

ENCLOSURES (check all that apply)					
X Fee Transmittal Form	Assignment Papers (for an Application)	After Allowance Communication to Group			
X Fee Attached	Drawing(s)	Appeal Communication to Board of Appeals and Interferences			
X Amendment / Response	Licensing-related Papers	Appeal Communication to Group			
X After Final	Petition Routing Slip (PTO/SB/69) and Accompanying Petition	Proprietary Information			
Affidavits/declaration(s)	Petition to Convert to a Provisional Application	Status Letter			
Extension of Time Request	Power of Attorney, Revocation Change of Correspondence Address	Additional Enclosure(s) (please identify below):			
Express Abandonment Request	Terminal Disclaimer	Acknowledgement			
Express Abandonment Hedgest	Small Entity Statement	Postcard Clean Amended Claims			
Information Disclosure Statement	Request for Refund	Cican Amended Claims			
Certified Copy of Priority	nequest for neturin				
Document(s)	Remarks				
Response to Missing Parts/ Incomplete Application					
Response to Missing					
Parts under 37 CFR 1.52 or 1.53					
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT					
Firm	· · · · · · · · · · · · · · · · · · ·				
or					
Individual name Pauline Ann Clarke; ALZA Corporation					
Signature Cauline ann Clarke					
Date March 28, 2001					
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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: 03/28/2001

Typed or printed name Katrina M. Ghafghaichi